

Improvement Res. No. 1396-75

vac. of Donnell Ave.

Resolution Adopted:

July 24, 1975

Confirmed:

Aug 21, 1975

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

Sept. 25, 1975

B.O. 72-68

DECLARATORY RESOLUTION NO. 1396-1975

for the vacation of Donnell Avenue from the east
property line of Lots #31 and #44, Norwood Augmented
Addition to its western terminus.

ADOPTED: July 24, 1975

ADVERTISE NOTICE TO PROPERTY OWNERS: Aug. 1 & 8, 1975

NOTICES MAILED: Aug. 8, 1975

HEARING ON CONFIRMATION: Thurs. Aug. 21, 1975 at 3:30pm

CONFIRMED: Thurs., Aug. 21, 1975 at 3:30 p.m.

ASSESSMENT ROLL ORDERED: Aug. 21, 1975

ASSESSMENT ROLL APPROVED: Sept. 10, 1975

HEARING ON CONFIRMATION OF A. R.: Thurs. Sept. 25, 1975
at 3:30 pm

NOTICE SERVED: September 12, 1975

ASSESSMENT ROLL CONFIRMED. September 25, 1975

to D. of F. 9/26/75

For the Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ of Donnell Avenue from the east property line of Lots #31 and #44, Norwood Augmented Addition to its western terminus

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Donnell Avenue from the east property line of Lots #31 and #44, Norwood Augmented Addition to its western terminus.

All as shown by a plan of such proposed Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ is described as follows: Lots #30, #31, #44 and #45, Norwood Augmented Addition and Tract #4, Housers Sub. Said additions are inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5) % per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The vacation of the above described street shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All Streets, lots and lands affected by the above described vacation are situated in the southeast quarter Section Twenty Two, Township 31 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS

24

DAY OF

July

1975

Attest:

Edna L. Smith
Secretary Board of Public Works.

Carl E. O'Neal
Betsy Lou A. Tault
Board of Public Works.



Digitized by the Internet Archive
in 2015

PETITION TO VACATE STREET

TO THE PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

and

THE COMMON COUNCIL
CITY OF FORT WAYNE, INDIANA

Gentlemen:

The undersigned, the Petitioners, do hereby respectfully petition
the Plan Commission and the Common Council of the City of Fort Wayne to vacate:

a 100 foot portion of Donnell Avenue
which dead ends at Section #4 Houser
Subdivision. This portion is bound
on the north by lots #30 and #31 and
on the south by lots #44 and #45 of
Norwood Augmented Addition.

Your Petitioners represent the following:

(1) That Petitioners Painter Enterprises, Inc., D/B Four Winds
Motel is the owner of lots #30, #31, #44, and #45 of Norwood Augmented Addi-
tion, which lots lie immediately adjacent to the street sought to be vacated.

(2) That the Section #4 Houser Subdivision to which Donnell Ave-
nue dead ends is also owned by Painter Enterprises, Inc.

(3) That the only other persons, firms, or corporations which
might be particularly interested in the requested vacation is the City of
Fort Wayne.

(4) That the portion of the street sought to be vacated is neither
necessary for ingress or egress or as a right-of-way for any of the abutting
owners or any other property owners in the City of Fort Wayne.

(5) That your Petitioners would further represent that said
street is not necessary or advantageous in any manner to the growth of the
City of Fort Wayne. That the vacation of said street will not leave any real
estate within the City of Fort Wayne without ingress or egress by means of a
public way or street and that in fact all property owners abutting upon said
street sought to be vacated have more than adequate means of ingress and
egress and right-of-way to their properties.

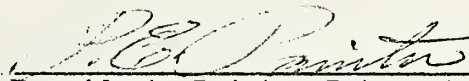
(6) That the vacation of said street will not cut off public access to any church, school, or public grounds, and that it would be in the best interests of the City of Fort Wayne and the citizens thereof that said portion of said street be vacated.

(7) And, finally, that the vacation of said portion of said street would enable your Petitioners to make a more advantageous and proper development of the property located thereof.

(8) That your Petitioners file this Petition pursuant to the authority granted in Burns Indiana Statutes Annotated, Section 53-744, in order to complete the vacation of said portion of said street as above described.

WHEREFORE, your Petitioners pray that this street hereinabove described be vacated according to the provisions of the Indiana law pertaining thereto.

Dated this 26th day of May, 1968



President, Painter Enterprises, Inc.



Secretary, Painter Enterprises, Inc.

ORIGINAL

BILL NO. G-75-05- 47

GENERAL ORDINANCE NO. G- 14-75.

AN ORDINANCE amending General Ordinance No. G-97
by authorizing the vacation of a portion
of Donnel Avenue

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a portion of Donnel Avenue
having been filed with the Fort Wayne City Plan Commission on March 24, 1975
following a public hearing thereon, all in accordance with Section 44, Chapter
174, of the Acts of the General Assembly of the State of Indiana, as amended
by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the
State of Indiana (Burns Ind. Stat., 1974 Replacement, Sec. 53-744), the
Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the
Common Council of the City of Fort Wayne on November 26, 1963, is amended
by deleting the following portion of Donnell Avenue, Fort Wayne, Allen County,
Indiana, to-wit:

A 100 foot portion of Donnell Avenue which dead ends at
Section # 4 Houser Subdivision. This portion is bounded
on the north by Lots # 30 and # 31 and on the south by
Lots # 44 and # 45 of Norwood Augmented Addition

SECTION 2. After passage of this Ordinance, approval by the
Mayor and legal publication, a duly certified copy of this Ordinance, of the
recommendation of the Fort Wayne City Plan Commission, and of the action of
the Mayor, shall be transmitted by the City Clerk to the Board of Public Works
of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from
and after its passage, approval by the Mayor and legal publication thereof.

Eugene K...
Councilman

APPROVED AS TO FORM
AND LEGALITY,
[Signature]
CITY ATTORNEY

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

M.R. 62-224-2

B.O. 72-68

Date August 22, 1975

To Street Engineering

Subject Declaratory Res. No. 1396-1975 - Vacation of Donnell Avenue

Above resolution was CONFIRMED August 21, 1975 at 3:30 p.m.

Please prepare Assessment Roll of Benefits and Damages.

Dr. Jerry D. Boswell
Carl E. O'Neal
Betty Lou Nault
BOARD OF PUBLIC WORKS

/bt

Signed _____

Reply:

September 3, 1975

Attached find completed assessment roll for Benefits and Damages for Declaratory Resolution No. 1396-1975.

Kenneth N. Traylor/mr
KNT/mr

Attachs.

Ronald Bonar

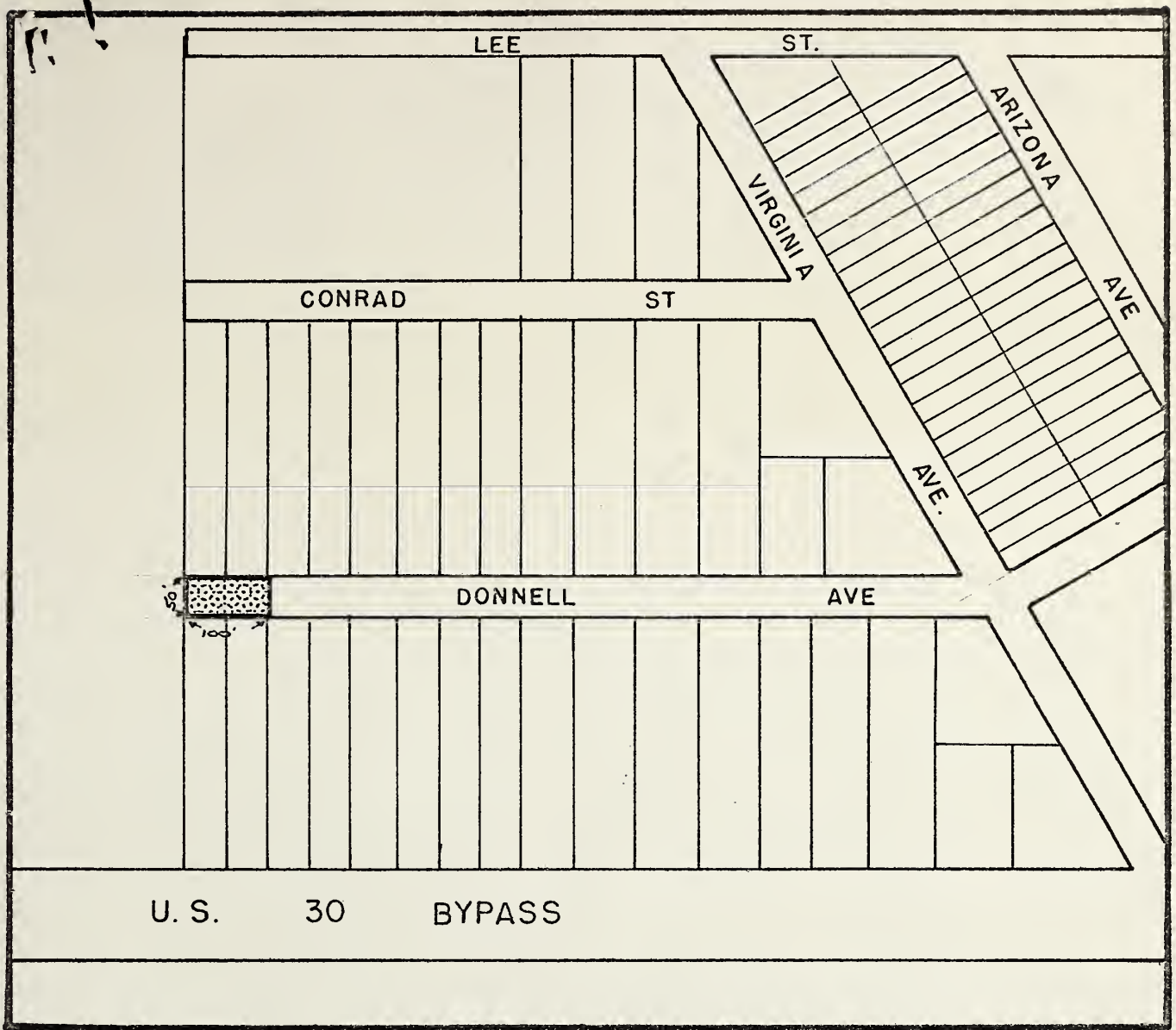
Ronald Bonar, City Engineer

62-250-7

9/10/75

Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY



STREET TO BE VACATED

17

B.O. 72-68

March 27, 1975

Ken Traylor, Street Engineer

Vacation - Donnell Avenue

We have received the attached copy of petition being submitted to City Plan for their action.

When this has been approved by City Council, please prepare Resolution and necessary documents for Board's action.

Dr. Jerry D. Boswell
Carl E. O'Neal
Glenn G. Conkling
BOARD OF PUBLIC WORKS

/bt

Attachment: 1

Page 10

10/10/10

10/10/10

10/10/10

10/10/10

10/10/10

M E M O R A N D U M

72-68

DATE: March 27, 1975
TO: Edna Smith - Board of Works
FROM: Patsie - City Plan
SUBJECT: Vacation of Donnell Avenue

Edna:

This is the vacation that has been pending since May, 1968. I don't know whether a Board Number was assigned to it at that time or not. So you will have to check this out.

I have enclosed:

Petition
Resolution from the City Plan Commission approving this vacation
at their meeting held March 24, 1975

Map
Digest Sheet
Request for Action
Communications letter to the City Council.
.

If there are any questions, please call me.

Patsie



COMMUNITY DEVELOPMENT AND PLANNING

long range planning and zoning

March 25, 1975

COMMUNICATION FROM CITY PLAN COMMISSION

The Common Council of the City
of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution for the vacation of the following:

A 100 foot portion of Donnell Avenue which dead ends at
Section # 4 Houser Subdivision. This portion is bounded
on the north by Lots # 30 and # 31 and on the south by
Lots # 44 and # 45 of Norwood Augmented Addition.

which was approved by the City Plan Commission at its regular meeting
held March 24, 1975.

Respectfully submitted

CITY PLAN COMMISSION

Certified and signed this
25th day of March, 1975.

Charles N. Hall
Secretary

an equal opportunity employer



Number assigned by Dave Keller's Office: # 3672

REQUEST FOR ACTION

TO: City Attorney David B. Keller
or
Associate City Attorney Mr. Ralph Blume / 344 Utility Bldg.,
FROM: (Name, Title & Department) Community Development and Planning
Division of Long Range Planning and Zoning

Approved by *James Geraghty*
(Person authorized to forward legal work)

Date: March 25, 1975

Subject: Street Vacation Ordinance
(File subject designation)

File # Assigned by Records Librarian

Date: _____

Action Requested: Preparation of an ordinance for street vacation
for introduction into Council.

(Continue on reverse side, if necessary_

cc: City Attorney David B. Keller
(If request originally sent to an Associate City Attorney)
Mayor Ivan A. Lebamoff
Department Head of Requesting Party

Admn. Appr. _____

DIGEST SHEET

Number assigned by Dave Keller's Office: # 3672

TITLE OF ORDINANCE Street vacation ordinance

DEPARTMENT REQUESTING ORDINANCE COMMUNITY DEVELOPMENT AND PLANNING

SYNOPSIS OF ORDINANCE Petitioners are requesting the vacation of the following described street:

A 100 foot portion of Donnell Avenue which dead ends at Section # 4 House
Subdivision. This portion is bounded on the north by Lots # 30 and # 31 and
on the south by lots # 44 and # 45 of Norwood Augmented Addition.

EFFECT OF PASSAGE Street would be closed and utilized by abutting property
owners.

EFFECT OF NON-PASSAGE Street would remain dedicated, but unimproved
and unopened.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J.N.) _____

R E S O L U T I O N

WHEREAS, Painter Enterprises, Inc., have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street and alley in Allen County, Indiana, to-wit:

A 100 foot portion of Donnell Avenue which dead ends at Section # 4 Houser Subdivision. This portion is bound on the north by Lots # 30 and # 31 and on the south by lots # 44 and # 45 of Norwood Augmented Addition.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stat. § 53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on Monday, March 24, 1975, at 7:30 P.M. (EST), and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and,

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described be and the same is hereby approved; and,

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana.

STATE OF INDIANA:)
) SS:
COUNTY OF ALLEN)

I, Wivian G. Schmidt, President of the Fort Wayne City Plan Commission do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on March 24, 1975, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 24th DAY OF March, 1975.

Vivian G. Schmidt
Vivian G. Schmidt
President

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

B.O. 72-68

Date March 27, 1975

To Ken Traylor, Street Engineer

Subject Vacation - Donnell Avenue

We have received the attached copy of petition being submitted to City Plan for their action.

When this has been approved by City Council, please prepare Resolution and necessary documents for Board's action.

Dr. Jerry D. Boswell
Carl E. O'Neal
Glenn G. Conkling
BOARD OF PUBLIC WORKS

/bt

Attachment: 1

RECEIVED
MAR 27 1975
CITY ENGINEERING DEPT.

Signed _____

Reply:

July 21, 1975

Declaratory Resolution No. 1396-75, petition, drawing and property ownership list completed and attached.

The entire street is to be retained for easements.

APPROVED:

Handwritten signature of Kenneth N. Traylor in blue ink.
Kenneth N. Traylor
Street Engineer

Handwritten signature of Ron Bonar in black ink.
Ron Bonar, City Engineer

lc
attachs.

62-180-6 7/24/75

Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

52-7-6

B.O. 72-'68

Date May 15, 1968

To City Engineer

Subject Vacation - Donnell Avenue

Received a petition to Vacate Donnell Avenue from the east property line of Lot No. 44, Norwood Augmented Addition to the west property line of Lot No. 45, Norwood Augmented Addition.

Prepare an opinion after conferring with all Governmental Agencies and Utilities.

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic
attach copy of petition

Signed _____

Reply:

Reply on Memo dated 7/21/75

Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

PETITION TO VACATE STREET

TO THE PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

and

THE COMMON COUNCIL
CITY OF FORT WAYNE, INDIANA

Gentlemen:

The undersigned, the Petitioners, do hereby respectfully petition
the Plan Commission and the Common Council of the City of Fort Wayne to vacate:

a 100 foot portion of Donnell Avenue
which dead ends at Section #4 Houser
Subdivision. This portion is bound
on the north by lots #30 and #31 and
on the south by lots #44 and #45 of
Norwood Augmented Addition.

Your Petitioners represent the following:

(1) That Petitioners Painter Enterprises, Inc., D/B Four Winds
Motel is the owner of lots #30, #31, #44, and #45 of Norwood Augmented Addi-
tion, which lots lie immediately adjacent to the street sought to be vacated.

(2) That the Section #4 Houser Subdivision to which Donnell Ave-
nue dead ends is also owned by Painter Enterprises, Inc.

(3) That the only other persons, firms, or corporations which
might be particularly interested in the requested vacation is the City of
Fort Wayne.

(4) That the portion of the street sought to be vacated is neither
necessary for ingress or egress or as a right-of-way for any of the abutting
owners or any other property owners in the City of Fort Wayne.

(5) That your Petitioners would further represent that said
street is not necessary or advantageous in any manner to the growth of the
City of Fort Wayne. That the vacation of said street will not leave any real
estate within the City of Fort Wayne without ingress or egress by means of a
public way or street and that in fact all property owners abutting upon said
street sought to be vacated have more than adequate means of ingress and
egress and right-of-way to their properties.

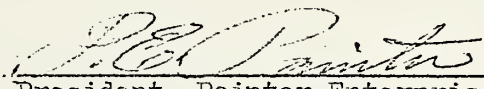
(6) That the vacation of said street will not cut off public access to any church, school, or public grounds, and that it would be in the best interests of the City of Fort Wayne and the citizens thereof that said portion of said street be vacated.

(7) And, finally, that the vacation of said portion of said street would enable your Petitioners to make a more advantageous and proper development of the property located thereof.

(8) That your Petitioners file this Petition pursuant to the authority granted in Burns Indiana Statutes Annotated, Section 53-744, in order to complete the vacation of said portion of said street as above described.

WHEREFORE, your Petitioners pray that this street hereinabove described be vacated according to the provisions of the Indiana law pertaining thereto.

Dated this 26th day of May, 1968



President, Painter Enterprises, Inc.



Secretary, Painter Enterprises, Inc.

M E M O R A N D U M

DATE: February 10, 1975

TO: Ken Traylor
Street Engineering

Tom Manny
Traffic Engineering

FROM: Patsie Rumsey
City Plan (Community Development and Planning)


SUBJECT: Vacation of Donnell Avenue (See attached memos)

This vacation petition was submitted to the City Plan Commission on May 27, 1968.

Action was never taken on this petition. (See minutes dated May 27, 1968)

Note letter from F. L. Ashbaucher, Chief Engineer of State Highway Department.

Copies to:

Bonar
Board of Works 

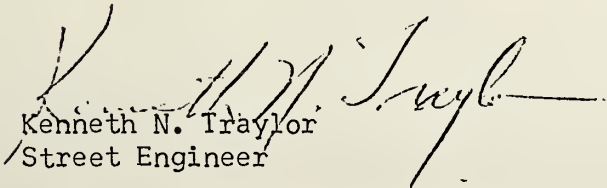
February 4, 1975

✓ Patsie Rumsey
City Plan Department

Tom Manny
Traffic Engineer

Please submit your opinion and recommendation on the following
proposed vacation:

Donnell Avenue from the east property line of Lots #31
and #44, Norwood Augmented Addition to its western
terminus.


Kenneth N. Traylor
Street Engineer

1c
attachs.

xc: Board of Public Works
(Board Order No. 72-1968)

SUMMARIZATION OF THE MINUTES OF THE
REGULAR MEETING OF THE CITY PLAN COMMISSION

MAY 27, 1968

ROLL CALL:

Members Present: Adams, Doehrman, Ehrman, Frank, Haynie, McMahan,
Meitz, Pion, Richard, Roser

Members Absent: Holmes

Advisory Member Absent: Sauer

Staff Present: Heaton, Jones, Neu, Seifert

MINUTES:

Following discussion, motion was made by Mr. Frank, seconded by Mr. Adams,
and duly approved that the minutes of the meeting held May 20, 1968, be
approved as submitted.

VOUCHERS:

Following discussion, motion was made by Mr. Roser, seconded by Mr. Adams,
and duly approved that the following vouchers be approved for payment:

Lake Michigan Region Planning Council	\$ 5.00
Brubaker Reproduction & Printing Inc.	44.64
William J. Jones	10.00
Fort Wayne Newspapers Inc	25.72
City Utilities	48.82

SPECIAL ORDER:

Public Hearings on Street and Alley vacations:

1. Alley Vacation - Westside Y.M.C.A.

Mr. John Lehman, executive secretary of the Y.M.C.A., appeared before the
Commission and stated this alley vacation is requested in order to construct
a wing to the existing building which is needed. Mr. Lehman pointed out
the alley serves no useful purpose at the present time and there are no
utilities located in the alley.

Following discussion, motion was made by Mr. McMahan, seconded by Mr. Pion,
and duly approved that the alley vacation for the westside Y.M.C.A. be ap-
proved as requested.

2. Portion of River View Drive vacation

Mr. Michael Kast, attorney representing the petitioner, appeared before the
commission and stated that the State Highway Department had placed a 6-inch

curb at the eastern end of this portion of Riverview Drive and the street can no longer be used for through vehicular traffic.

Following discussion, motion was made by Mr. McMahan, seconded by Mrs. Haynie, and duly approved that the vacation of this portion of Riverview Drive be approved as requested.

3. Vacation of west 100 feet of Donnell Avenue

Mr. Paul Painter, petitioner, appeared before the Commission and stated that the Four Winds Motel would like to use this portion of Donnell Avenue for a parking area if it is vacated, since additional parking is necessary. Mr. Painter pointed out that this portion of the street is not used and it is unimproved.

Following discussion, motion was made by Mr. Ehrman, seconded by Mr. Holmes, and duly approved that this vacation be held in the office of the Plan Commission until it can be determined if Donnell Avenue is needed for an access road by the state highway department. If it is found that it is not needed, then approval for this vacation should be granted.

PLATS:

Final: Countrybrook Park, Section A

The Assistant Plan Director read the staff report to the Commission concerning this plat.

Following discussion, motion was made by Mr. Roser, seconded by Mr. Pion, and duly approved that the final plat of Countrybrook Park, Section A, be approved subject to the following conditions being satisfied:

1. The Lawrence Ditch be cleaned through this property to the satisfaction of the County Surveyor.
2. An agreement be made with Westmoor Community Association with reference to "Tapping In" to the Westmoor Addition sanitary sewer system.

Final: Greenview Addition, Section G

The assistant Plan Director read the staff report to the Commission concerning this plat.

Following discussion, motion was made by Mr. Roser, seconded by Mr. Ehrman, and duly approved that the final plat of Greenview Addition, Section G, be approved subject to the following conditions being satisfied:

1. The Davis Ditch be cleaned to the satisfaction of the County Surveyor.
2. Written approval be obtained from the Indiana Board of Health for use of private utility.

Mr. Jones

June 12, 1968

Mr. C. J. Anderson
Manager
The Four Winds Motel
1004 West California Road
Fort Wayne, Indiana

Re: U.S.R. 30 - Fort Wayne Bypass

Dear Mr. Anderson:

Upon receipt of your letter of June 1, 1968, we reviewed the proposed access control for the U.S.R. 30 Bypass in the vicinity of your property.

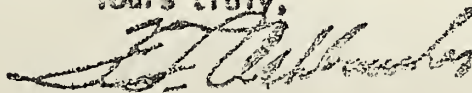
As of this time we feel our approval of the vacation of Donnell Ave. must be held in abeyance.

Until such time as we have been able to reach an agreement for the needed rights-of-way for U.S.R. 30 from both your property and that adjacent to you, it is not possible to definitely state that the use of existing Donnell Ave. for access for the properties is no longer to be considered.

As you noted, our present plans would not require the use of the west portion of Donnell Ave. and if our land acquisition can reasonably be accomplished as now proposed, we would, of course, have no objection to the proposed street vacation.

I am sorry that we are not in a position to comment favorably on the street vacation today. Please be assured that we are expediting the land acquisition activities for the project, and as soon as the rights-of-way have been acquired from the subject properties we will be in a position to take action on your request.

Yours truly,

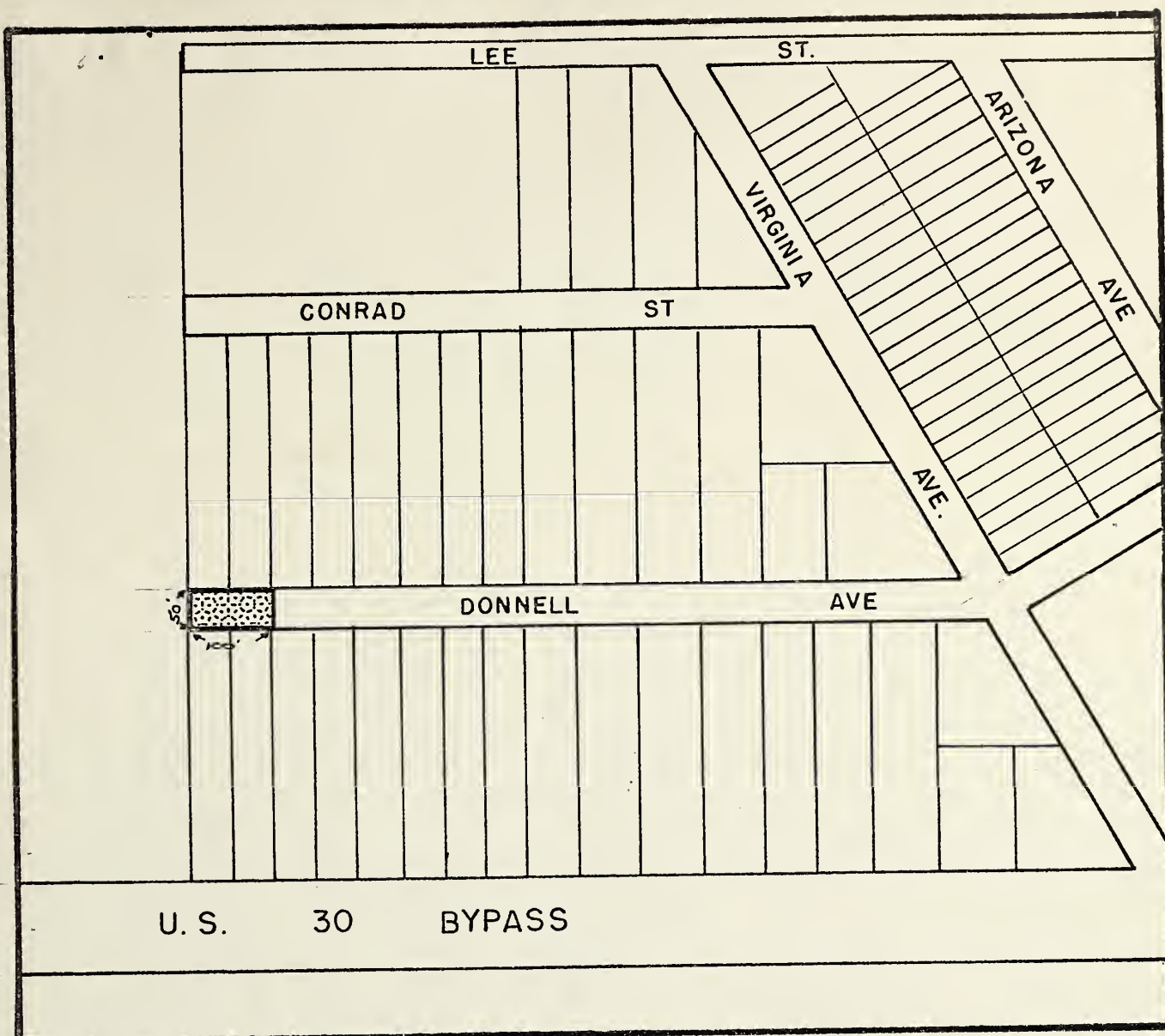


F. L. Ashbaucher
Chief Engineer

FLA/WHF/cw

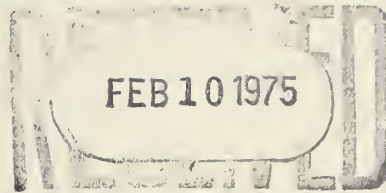
cc: Planning Comm. ✓

Mr. Hayes
Mr. Baumle
Mr. Frick
File



STREET TO BE VACATED

City of Fort Wayne, INDIANA PUBLIC WORKS



Handwritten initials

ENGINEERING DEPARTMENT

CITY-COUNTY BUILDING
ONE MAIN STREET

FORT WAYNE, INDIANA 46802

February 4, 1975

Northern Indiana Public Service Corporation
Indiana & Michigan Electric Company
General Telephone Company of Indiana

NOTED

☒ J.D.B.
☒ C.E.O.
☐ G.C.
Date _____

We have received a petition to vacate the following:

Donnell Avenue from the east property line of Lots #31 and #44, Norwood
Augmented Addition to its western terminus.

Please check your easement requirements on the enclosed post card and return to this department as soon as possible.

Yours truly,

Kenneth N. Traylor
Kenneth N. Traylor
Street Engineer

lc
attachs.

✓ xc: Board of Public Works
(Board Order No. 72-1968)

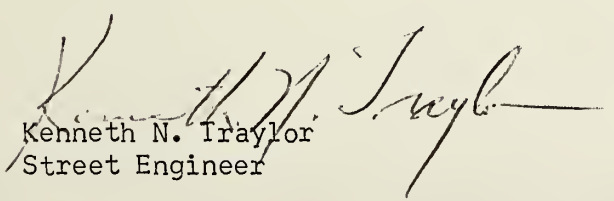
February 4, 1975

Patsie Rumsey
City Plan Department

Tom Manny
Traffic Engineer

Please submit your opinion and recommendation on the following
proposed vacation:

Donnell Avenue from the east property line of Lots #31
and #44, Norwood Augmented Addition to its western
terminus.

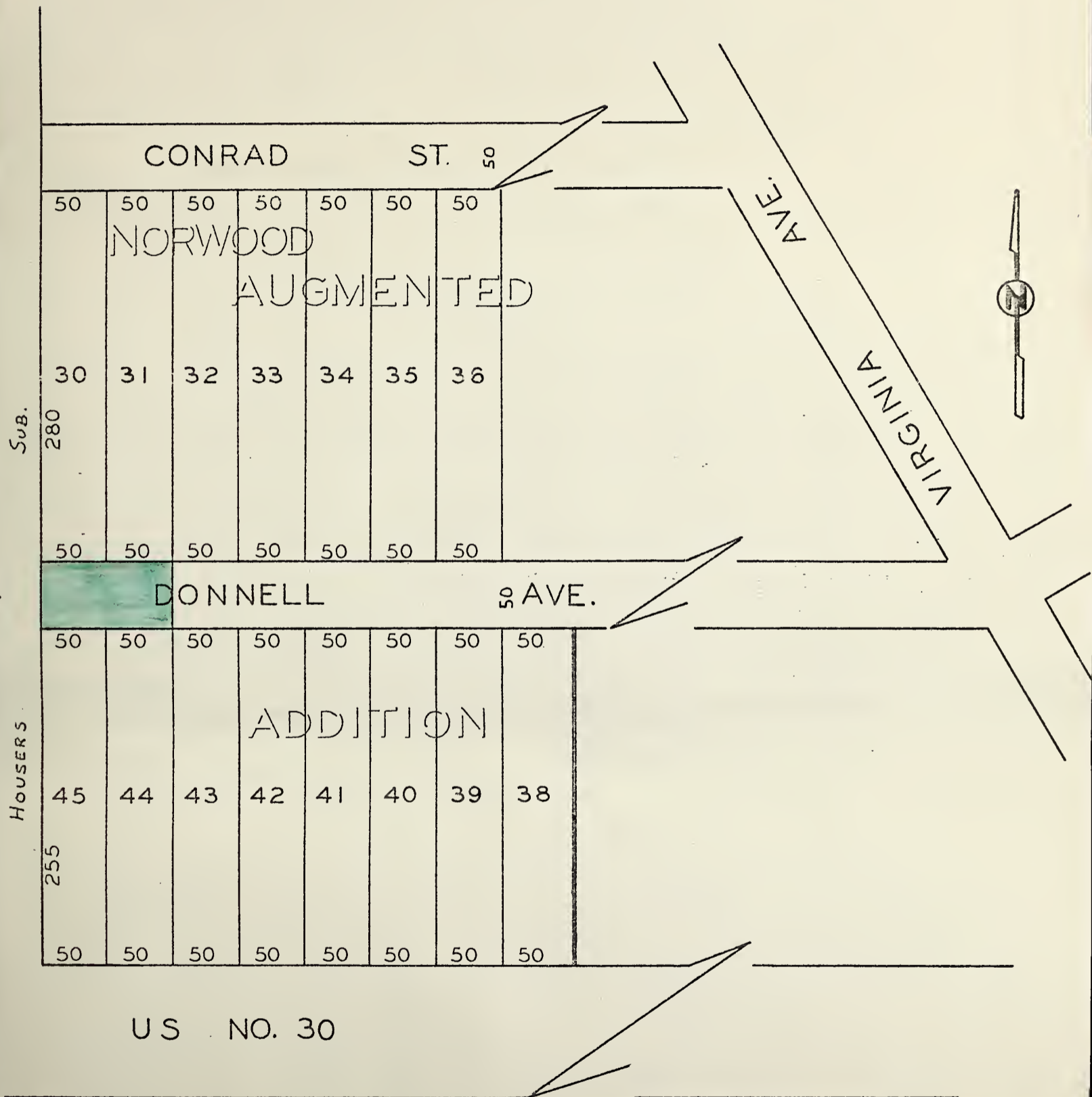

Kenneth N. Traylor
Street Engineer

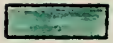
lc
attachs.

xc: Board of Public Works
(Board Order No. 72-1968)

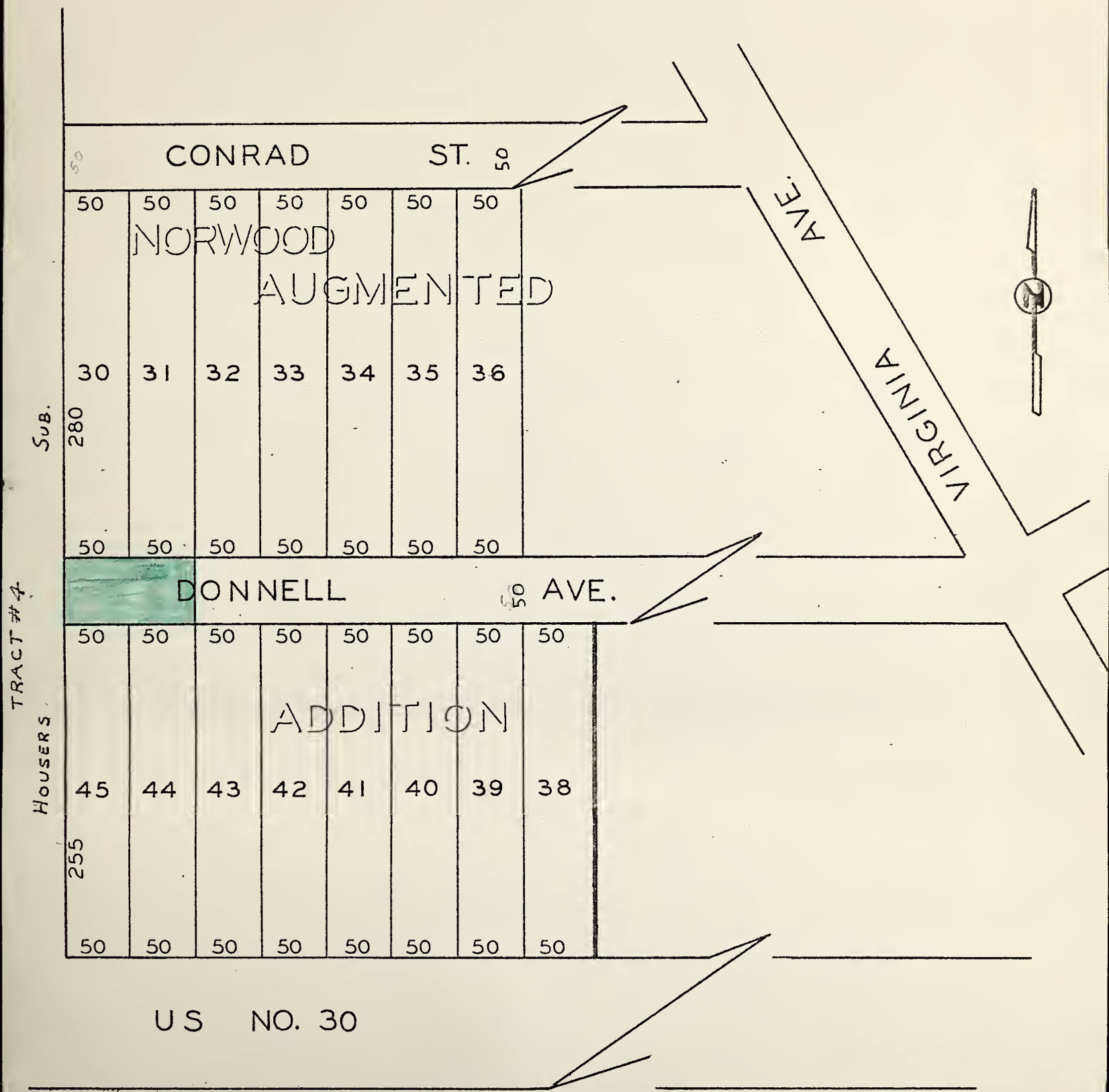


PORTION OF STREET TO BE VACATED





PORTION OF STREET TO BE VACATED



NOTICE TO PROPERTY OWNER

Office Board of Public Works
City Hall
Fort Wayne, Indiana..... August 8, 1975

To.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did adopt Declaratory Resolution No. 1396-75..... providing for the vacation of Donnell Avenue from the east property line of Lots #31 and #44, Norwood Augmented Addition to its western terminus.

The Board has fixed Thursday, August 21, 1975, 3:30, Rm. 910, City-County Bldg. a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by said Declaratory Resolution.

PROPERTY DESCRIPTION:

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

NOTICE TO PROPERTY OWNER

Office Board of Public Works

City Hall

Fort Wayne, Indiana.....August 8, 1975.....

To.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did adopt Declaratory Resolution No..1396-75..... providing for the vacation of Donnell Avenue from the east property line of Lots #31 and #44, Norwood Augmented Addition to its western terminus.

The Board has fixed Thursday, August 21, 1975, 3:30, Rm. 910, City-County Bldg. a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by said Declaratory Resolution.

PROPERTY DESCRIPTION:

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 24th day of July, 1975 the said Board deeming it necessary to make certain improvements adopted the following:

DECLARATORY RESOLUTION NO. 1396-1975

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Donnell Avenue from the east property line of Lots #31 and #44, Norwood Augmented Addition to its western terminus.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, August 21, 1975 at 3:30 p.m., as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day, the Board will meet at its office for the purpose of taking final action thereon.

Jerry D. Boswell
Carl E. O'Neal
Betty Lou Nault
BOARD OF PUBLIC WORKS

ATTEST: Edna I. Smith, Clerk

PUBLISH: August 1 and 8, 1975

ep



THE CITY OF FORT WAYNE

board of public works

August 7, 1975

SUBJECT: PUBLIC HEARINGS

Dear Councilman Hinga:

Please be advised that the Board has scheduled a public hearing Thursday, August 21, 1975 at 3:30 p.m. concerning the following project(s):

HEARING ON CONFIRMATION:

Declaratory Res. No. 1396-75	-	Vac. of Donnell Ave. ✓
St. Lighting Res. No. 110-75	-	North Highlands Blvd. (State, Jesse, Spring, Tyler etc.)

You are invited to attend this public hearing and hear the comments of your constituents regarding the project(s). If you have any questions on the project(s), please feel free to call.

Sincerely,

Jerry D. Boswell

Carl E. O'Neal

Betty Lou Nault

BOARD OF PUBLIC WORKS

ep

cc: Mayor

AN EQUAL OPPORTUNITY EMPLOYER



THE CITY OF FORT WAYNE

board of public works

September 22, 1975

SUBJECT: PUBLIC HEARINGS

Dear Councilman Hinga:

Please be advised that the Board has scheduled a public hearing Thursday,
September 25, 1975 at 3:30 p.m. concerning the following
project(s):

Continued from August 21, 1975

HEARING ON CONFIRMATION:

Dec. Res. No. 1394-1975

Dells Avenue from North
Schomburg Drive to
southern terminus

HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

Dec. Res. No. 1396-1975

Vac. of Donnell Ave. etc. ✓

You are invited to attend this public hearing and hear the comments of
your constituents regarding the project(s). If you have any questions
on the project(s), please feel free to call.

Sincerely,

Jerry D. Boswell

Carl E. O'Neal

Betty Lou Nault

BOARD OF PUBLIC WORKS

ep

cc: Mayor

AN EQUAL OPPORTUNITY EMPLOYER

Ft. Wayne Board of Public Works
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

37 lines, 1 columns wide equals 37 equivalent lines at .288¢ cents per line \$ 8.93

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM \$ 8.93

DATA FOR COMPUTING COST

Width of single column 11 ems Size of type 5 1/2 point

Number of insertions 2 Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date August 8, 1975

Arvilla DeWald CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

8/1-28-75

Subscribed and sworn to before me this 8th day of August 1975

Notary Public

My commission expires October 25, 1975

NOTICE TO PROPERTY OWNERS
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 24th day of July, 1975 the said Board deeming it necessary to make certain improvements adopted the following:
DECLARATORY RESOLUTION
NO. 1396-1975

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that if it is desired and deemed necessary to vacate Donnell Avenue from the east property line of Lots No. 31 and No. 44, Norwood Augmented Addition to its western terminus.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, August 21, 1975 at 3:30 p.m., as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day, the Board will meet at its office for the purpose of taking final action thereon.

JERRY D. BOSWELL
CARLE O'NEAL
BETTY LOU NAULT
Board of Public Works

ATTEST: Edna I. Smith, Clerk.

8/1-8.

COPY OF
NOT HERE

Claim No..... Warrant No.....

IN FAVOR OF

\$.....

On Account of Appropriation for

Appropriation No.....

Allowed....., 19.....

In the sum of \$.....

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 } Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Ft. Wayne Board of Public Works
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	
Head	number of lines	1
Body	number of lines	31
Tail	number of lines	5
Total number of lines in notice		37

COMPUTATION OF CHARGES

37 lines, 1 columns wide equals 37 equivalent lines at .288¢ cents per line	\$ 8.93
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	\$ 8.93

DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type 5 1/2 point
Number of insertions 2	Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald
CLERK

Date August 8, 1975

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DE WALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE
a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

8/1-18-/75

Subscribed and sworn to before me this 8th day of August 1975
Notary Public

My commission expires October 25, 1975

NOTICE TO PROPERTY OWNERS
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 24th day of July, 1975 the said Board deeming it necessary to make certain improvements adopted the following:
DECLARATORY RESOLUTION
NO. 1396-1975
Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Donnell Avenue from the east property line of Lots No. 31 and No. 44, Norwood Augmented Addition to its western terminus.
All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.
The cost of said Vacation shall be assessed against the property beneficially affected thereby.
The Board of Public Works has fixed Thursday, August 21, 1975 at 3:30 p.m., as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day, the Board will meet at its office for the purpose of taking final action thereon.
JERRY D. BOSWELL
CARL E. O'NEAL
BETTY LOU NAULT
Board of Public Works
ATTEST: Edna I. Smith, Clerk.
8/1-8

Y OF
T HERE

Claim No..... Warrant No.....

IN FAVOR OF

\$.....

On Account of Appropriation for

Appropriation No.....

Allowed....., 19

In the sum of \$.....

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 } Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Ft. Wayne Board of Public Works
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

1

31

5

37

37

COMPUTATION OF CHARGES

37 lines, 1 column wide equals 37 equivalent lines at .288¢ cents per line

\$ 8.93

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 8.93

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date 8 August 8, 19 75

Title Clerk

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 24th day of July, 1975 the said Board deeming it necessary to make certain improvements adopted the following:

DECLARATORY RESOLUTION NO. 1396-1975

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Donnell Avenue from the east property line of Lots No. 31 and No. 44, Norwood Augmented Addition to its western terminus.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, August 21, 1975 at 3:30 p.m., as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day, the Board will meet at its office for the purpose, of taking final action thereon.

JERRY D. BOSWELL
CARLE E. O'NEAL
BETTY LOU NAULT

Board of Public Works

ATTEST: Edna I. Smith, Clerk.

8/1-8.

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned, V. E. Gerken

that She is Clerk

NEWS-SENTINEL

DAILY

a newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two

time, the dates of publication being as follows:

8/1-8/75

Subscribed and sworn to before me this 8th

August

75

V. E. Gerken
Edna I. Smith

Notary Public

My commission expires October 25, 1975

Claim No. Warrant No.

IN FAVOR OF

\$

On Account of Appropriation for

Appropriation No.

Allowed , 19

In the sum of \$

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 { Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Ft. Wayne Board of Public Works
(Governmental Unit)To NEWS-SENTINEL Dr.Allen County, Ind.FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

1

Body number of lines

31

Tail number of lines

5

Total number of lines in notice

3717

COMPUTATION OF CHARGES

37 lines, 1 column wide equals 37 equivalent lines at .2884
cents per line\$ 8.93

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 8.93

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ pointNumber of insertions 2Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. GerkenDate 1 August 8, 19 75

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County ss:Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. Gerken who, being duly sworn, saysthat She is Clerk of theNEWS-SENTINELa DAILY newspaper of general circulation printed and publishedin the English language in the city } of FORT WAYNE, INDIANAin state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for twotime 8 the dates of publication being as follows:8/1-8/75Subscribed and sworn to before me this 8th day of August, 19 75

Notary Public

My commission expires October 25, 1975

NOTICE TO PROPERTY OWNERS
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 24th day of July, 1975 the said Board deeming it necessary to make certain improvements adopted the following:
DECLARATORY RESOLUTION
NO. 1396-1975
Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Donnell Avenue from the east property line of Lots No. 31 and No. 44, Norwood Augmented Addition to its western terminus.
All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.
The cost of said Vacation shall be assessed against the property beneficially affected thereby.
The Board of Public Works has fixed Thursday, August 21, 1975 at 3:30 p.m., as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day, the Board will meet at its office for the purpose of taking final action thereon.
JERRY D. BOSWELL
CARLE E. O'NEAL
BETTY LOU NAULT
Board of Public Works
ATTEST: Edna I. Smith, Clerk.
8/1-8.

Claim No..... Warrant No.....

IN FAVOR OF

\$.....

On Account of Appropriation for

Appropriation No.....

Allowed....., 19.....

In the sum of \$.....

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 } Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

DECLARATORY
Improvement Resolution No. 1396-75 For THE VACATION of DONNELL AVENUE FROM THE EAST PROPERTY LINE of LOTS 31 AND 44

• 2

7-25-75
up

1396-75